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# Making Waves

THE NATIONAL PUBLICATION OF  
THE SURFRIDER FOUNDATION  
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# TIDE CHARTS

## TRACKING THE EBB AND FLOW OF COASTAL ENVIRONMENTALISM



Facebook's Ill' GreenPatch.



Poor flounders, they're full of mercury!



The Oregon Coast

### SOCIAL NETWORKING GETS GREEN

(HIGH)

Facebook, the online social networking site—with over 90 million users—which recently beat out MySpace for the number one spot has added a few new “green applications.” These applications give users a chance to help save the planet (or at least learn more about being “green”). Here’s the new line-up:

- 1) Village Green Energy—promotes renewable energy projects in Northern California. For instance, “Green My Vino” focuses on wineries in Northern California that pledge to provide renewable energy at local wineries.
- 2) SunChips Widget—Sunchips donates \$1 for every widget added to help “green” Greensburg, Kansas, which was destroyed by a tornado last year.
- 3) Green My Ride—allows users to check off all of the green things they do and compete with other “greenies.” Renewable Energy Credits are given away for members that score highest.
- 4) I Am Green—allows members to collect “leaves” for each of their green activities and also give friends green gifts. No prizes are given away, just bragging rights for whoever has the longest green list.
- 5) The G-Quiz—lets members challenge each other to daily green quizzes to find out who is the ultimate Green God/Goddess/Geek/Guru.
6. (lll) Green Patch—although it looks like Strawberry Shortcake, this game actually works to save the rainforests. So far, almost 30,000,000 sq ft of rainforest have been saved.

Check out Surfrider Foundation's Facebook page at:  
[www.facebook.com/group.php?gid=2834455045](http://www.facebook.com/group.php?gid=2834455045)

### EAST COAST METAL MOMMAS

(LOW)

No, it's not the Bon Jovi fan club sort, but instead it's your typical East Coast gals that have a penchant for dining on our ocean's bounty that are at the most risk for mercury poisoning (one in five women have elevated levels of mercury in their system). While this makes sense when considering their closer proximity to the ocean than say Midwest gals, it is women in the Northeast area in particular that have the highest mercury levels in the nation. Be careful ladies (and gentlemen) and avoid fish like grouper, orange roughy, Chilean sea bass and marlin.

### WEST COAST GOVERNORS AGREEMENT

(LOW GETTING HIGHER)

This summer, the Governors of Washington, Oregon and California released the finalized Action Plan for the West Coast Governor's Agreement on Ocean Health. The plan focuses on specific collaborative actions between the three states to better manage the ocean and coastal resources along the entire West Coast. Specifically it focuses on clean waters and beaches, healthy ocean and coastal habitats, ecosystem-based management, offshore development, ocean literacy, ocean science and sustainable economic development. Let's hope that a joint effort by all three states will help protect this coastline that is shared by all of us out West! The report is available online at: [www.westcoastcoceans.gov](http://www.westcoastcoceans.gov)

# Making Waves

The Surfrider Foundation is a non-profit environmental organization dedicated to the protection and enjoyment of the world's oceans, waves and beaches, for all people, through conservation, activism, research and education.

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99 victories since 1/06. The Surfrider Foundation is striving to win 150 environmental campaigns by 2010. For a list of these victories please go to: [www.surfrider.org/whoweare6.asp](http://www.surfrider.org/whoweare6.asp)

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# MAKING WAVES ELECTION ISSUE

This election is challenging. There are some who vote along party lines regardless of the election but I'm not one of those people. While party lines offer some guidance, life doesn't fall cleanly into categories very often. Surfrider Foundation is a non-partisan organization and I would be acting outside of our mission to endorse a candidate. At the same time, I would be remiss to remain silent.

In my opinion, the United States is at an important milestone in its history. In many ways it's a milestone that is not a result of our own actions, but one that has been imposed upon us. If you've read my blog (<http://oceanswavesbeaches.blogspot.com>), you know I agree with Friedman that the world has become flat. We no longer race among superpowers; we are no longer a planet with endless natural resources; and we are no longer unconnected individuals unable to communicate after leaving schools or workplaces. The world is flat so, networks are ubiquitous; the oceans have far fewer fish than ever before; and India, China and the rest of the world are strong actors on the world stage.

As you and I look at this election, we wrestle with a myriad of issues: the economy; Iraq; energy; the environment; health care; and terrorism. It's like grappling with a Rubik's cube to analyze each change delivered by news feeds in hopes that the process will yield a single best candidate.

I often attempt to view issues and elections through the eyes of my children and those generations who will come after them. The health of the local environment is a strong contributor to their health and well-being. Their place in the world of 2020, and 2060, is linked to the decisions we make in the next few years. Even so, the campaign process leaves me with more questions than answers.

Any candidate can use red, white and blue. Any candidate can sculpt their brand with words like "change" or "consistency." Any candidate can be packaged. Any candidate can be messaged. Any and all candidates do these things.

Not every candidate will stand up equally to defend Surfrider Foundation's "... protection and enjoyment of oceans, waves and beaches for all people..." mission.

What I ask of you is the same thing I ask of myself. Weigh the issues in your mind. Look at the candidates' past decisions. Understand their world view. Above all, remember what the campaign dancing is... advertising.


And while you do these things, look at the candidates through "Surfrider lenses." Look at how our mission, our movement and our campaigns resonate with each candidate. I'm asking you, a member of this movement; to add our mission into the mix.

Thank you.

—Jim Moriarty

CEO, Surfrider Foundation





Our Arctic National Wildlife Refuge (ANWR), is constantly being threatened by big oil development. It is home to 45 species of land and marine mammals (including the bowhead whale, the polar, grizzly, and black bear and the free-roaming caribou), 36 species of fish and at least 180 species of birds.

# THE POLITICAL "ENVIRONMENT"

## WHAT WILL THE NEXT FOUR YEARS HOLD?

**BY TRACEY ARMSTRONG**

When looking at the state of our environment and the challenges it has faced over the last eight years it's hard not to be immediately disheartened. Natural resources are being depleted at an alarming rate, gas prices are soaring and our polar ice caps are melting away like an ice cream cone in July.

However, before we examine the state we are in and the challenges we are facing, let's take a look at what we have accomplished. In other words, here's the good new first.

### **ENVIRONMENTAL STRIDES THE BEACH ACT**

In 2000, Congress passed the BEACH Act, which requires coastal and Great Lakes states and territories to report to the Environmental Protection Agency (EPA) on beach monitoring and provide notification data for their respective coastal recreation waters. In an effort to keep the public informed and protected, the BEACH Act also requires the EPA to maintain an electronic monitoring and notification database of said information. For more information please visit: [www.epa.gov/beaches/](http://www.epa.gov/beaches/)

### **HAWAII**

In 2006, the world's largest marine protected area (MPA), was created in the Hawaiian Archipelago. The protected area is about 1,200 miles long and 100 miles wide and extends from the main Hawaiian Islands to the Midway Atoll and beyond. That is more than all of America's national parks combined. In this MPA, the mining of coral for jewelry is strictly prohibited, fishing is being phased out and the real "locals"... nesting seabirds, sea turtles and sleepy-eyed monk seals—all

threatened by extinction—have a fighting chance at survival. For more information please visit: [www.mpa.gov/](http://www.mpa.gov/)

### **GLOBAL WARMING/RENEWABLE ENERGY AWARENESS**

Recent polls report that our nation's energy policy is top of mind to potential voters this year. Soaring gas prices are hitting America where it hurts (our pocket books) and the issues of fossil fuel dependence and renewable energy technology are now being forced to center stage. Sometimes things need to get "that bad" before efforts are made to improve the situation. Just like Hurricane Katrina demonstrated the need for more efficient national disaster relief protocols, today's soaring gas prices are bringing attention to America's dependence on foreign oil.

On February 16, 2005 the Kyoto Protocol (after ratification by Russia) was entered into force. The Kyoto Protocol is an international agreement that sets binding targets for reducing greenhouse gas (GHG) emissions. To date 174 countries have ratified this protocol. Although the United States has resisted endorsing the Kyoto Protocol, several U.S. states have entered into partnerships or have passed laws for controlling greenhouse gases, which surpass limits made by our federal government.

Major cities are taking the lead as well. In 2005, Seattle's mayor Greg Nickles created a nationwide movement called the "U.S. Mayor Climate Protection Agreement." Three years later, this agreement now includes 850 mayors (as of Aug. 11, 2008) who have pledged to meet the Kyoto Protocol's standard of cutting GHG emissions seven percent below 1990 levels by 2012. This is





a wonderful example of our state and local governments' gumption and initiative to protect our planet in spite of lack luster efforts made at the federal level. For more information please visit: [www.usmayors.org/climateprotection/](http://www.usmayors.org/climateprotection/)

Two thousand and five also marked the year of the Arctic Climate Impact Assessment (ACIA). This study was sponsored by the eight neighboring countries that border the Arctic region and was carried out by an international team of 300 scientists. This was one of the most comprehensive studies ever made of the effect climate change has had on a particular region. Although it yielded some disturbing findings (like the fact that the Arctic region is warming at nearly twice the rate of the rest of the globe) at least we are looking and making an effort to assess the damage we have done.

Another encouraging sign is that we are now educating our children about their environmental responsibility. California is currently poised to lead the nation in environmental literacy via the Education and the Environment Initiative (EEI). The initiative will mandate the development of a "unified strategy to bring education about the environment into California's primary and secondary schools." The initiative is currently in stage four (Development of Model Curriculum) of a seven-phase strategy. Here's hoping this new generation will take an active role in improving the environmental state of the planet they have inherited. For more information please visit: [www.calepa.ca.gov/Education/EEI/default.htm](http://www.calepa.ca.gov/Education/EEI/default.htm)

## ENVIRONMENTAL LOSSES—THE BAD NEWS

### CLEAN WATER ACT

The Clean Water Act was established more than 30 years ago to

regulate discharges of pollutants into the waters of the United States and set quality standards for surface waters. Its goal is to make all surface waters "fishable and swimmable."

It has been successful in that it has helped ensure that 55 percent of our country's lakes are now safe for swimming and fishing. However, that means 45 percent still remain unsafe and despite the fact that our waterways and beaches still suffer from an alarming amount of pollution and closures every year, the CWA is being systematically weakened. The CWA isn't being officially repealed, but instead it's being quietly "declawed" by weakening the regulations that determine how the law is enforced in the field. For instance, in 2004 the EPA released a proposal to allow operators to routinely dump inadequately treated sewage into our waterways any time it rains (instead of just in emergencies). For a more detailed description of this act please visit:

[www.epa.gov/watertrain/cwa/](http://www.epa.gov/watertrain/cwa/)

### ENDANGERED SPECIES ACT

The most recent act to be threatened is the Endangered Species Act (ESA). Specifically, the administration wants to give federal project proponents the power to decide whether the highways, dams, mines and other construction projects they want to build may harm endangered animals and plants. The Endangered Species Act—as it currently stands—requires federal action agencies to consult with the National Marine Fisheries Service and the U.S. Fish and Wildlife Service to determine what potential hazards a project may have on natural habitats and endangered species. However, the Department of the Interior claims these safe guards are no longer necessary and that federal action agencies can make these assessments and rulings on their own. If passed, (just before the new administration is put in place) these new regulations will likely create a situation where "the fox is guarding the hen house" because the action agencies that are trying to push the projects through are the same agencies that would be responsible for reviewing said projects. For more information on the proposed regulations please visit: [http://online.wsj.com/public/article/SB121850393688731887.html?mod=special\\_page\\_campaign2008\\_leftbox](http://online.wsj.com/public/article/SB121850393688731887.html?mod=special_page_campaign2008_leftbox)

### A LOOK FORWARD

In the coming years, our environment will face a myriad of threats and challenges. The threat of global warming is further supported by a 149-page EPA report that was leaked this year and stated, "Risk (to human health, society and the environment) increases with increases in both the rate and magnitude of climate change, making clear the unequivocal evidence for global warming and its human cause."

With scientific support like this and skyrocketing gas prices, the 2008 presidential campaign season is decidedly different than what we experienced in the year 2000. Climate change, renewable energy technologies, dependence on foreign oil, wilderness protection and offshore oil drilling are all issues that both parties have to address. They are also all issues that are dependent upon and intertwined with each other. We know we have to reduce our greenhouse gas emissions and reliance on oil, finding the best way to do so will be an integral part of the next administration's legacy.

Many are calling for renewed offshore oil and gas drilling and the 26-year ban on this practice is now being tested. This initially polarizing issue between the Democratic and Republican Parties, has become an issue that the Democrats are now exploring as well due to the pressure of recent public opinion polls. Offshore drilling poses a significant threat to marine environments in many ways, including the introduction of drilling fluid additives into the environment, which harm or



Our planet's finite natural resources are vital to the survival of our species and once they have been exhausted or destroyed, they are gone forever.

NASA

kill fish and other marine life. For this and many other reasons, the Surfrider Foundation adamantly opposes the recent efforts to lift the long-standing ban on new offshore oil and gas drilling. For more information on the dangers of offshore oil drilling please visit: [www.nottheanswer.org](http://www.nottheanswer.org)

"Our nation's oceans, waves and beaches are vital recreational, economic and ecological treasures that will be polluted by an increase in offshore oil drilling," says Environmental Director Chad Nelsen.

Instead of advocating for transient and environmentally harmful ways to meet America's needs, we should seek a comprehensive and environmentally sustainable energy plan that includes energy conservation."

In fact, with just three percent of the world's oil reserves, the U.S. doesn't come close to having enough oil to drill our way outta the hole we're in.

This is an important statistic to remember because our wilderness protection laws may soon come under fire as well in the name of getting our hands on more oil. One area that is specifically in danger is our Arctic National Wildlife Refuge (ANWR), a 19.2-million acre area that supports the greatest variety of plant and animal life of any Park or Refuge in the circumpolar arctic. The ANWR is home to 45 species of land and marine mammals (including the bowhead whale, the polar, grizzly, and black bear and the free-roaming caribou), 36 species of fish and at least 180 species of birds.

Drilling proponents say it is also home to about 16 billion barrels of oil. However, the U.S. Geological Service's estimate of the amount that could be recovered economically is less than what the U.S. population burns through in a year.

Thankfully, a June 2008 poll by the research firm Belden Russonello & Stewart found that 55 percent of the American public supports continued protection for the Arctic Refuge, but as belts tighten and fuel prices rise those numbers could slip. It is in times like these that it is even more important to protect natural wilderness areas like ANWR.

#### THE SOLUTION?

It's American ingenuity, not more oil that is the solution to our nation's energy problems. Increased energy efficiencies, as well as renewable energy technologies like solar power; wind power, hydroelectricity, micro hydro, biomass and biofuels will all play a part in our eradication of oil dependence. Many of these technologies are still being developed and the best solutions are still being assessed, but it seems likely that a balance of each of these technologies will be implemented. Going about this implementation in the most environmentally responsible manner, however, will be the most important part of America's new energy plan.

Our presidential candidates have both outlined a new energy plan for this great nation of ours. They differ slightly in their approaches, but they both claim to invest in renewable energy technology and aim to reduce our dependence on foreign oil. For more information please visit: <http://my.barackobama.com/page/content/newenergy> and [www.johnmccain.com/Informing/Issues/17671aa4-2fe8-4008-859f-0ef1468e96f4.htm](http://www.johnmccain.com/Informing/Issues/17671aa4-2fe8-4008-859f-0ef1468e96f4.htm)

It is important that you, the voter, hold them to their promise though. Stay informed and get involved in the protection of your planet. Write your congressman or woman, support environmentally conscious bills and take action! Together, we can make a difference and create a voice that sings out in support of our environment. For more information about Surfrider Foundation's Action Network please visit: <http://actionnetwork.org/surfrider/home.html>

*Tracey Armstrong is the Content Manager for the Surfrider Foundation.*

Here are just a few of the great organizations that have a wealth of information just waiting for you to tap into.

League of Conservation Voters (LCV): [www.lcv.org/](http://www.lcv.org/)  
Natural Resources Defense Council (NRDC): [www.nrdc.org/](http://www.nrdc.org/)  
World Wildlife Federation (WWF): [www.worldwildlife.org/](http://www.worldwildlife.org/)  
Sea Shepherd Conservation Society: [www.seashepherd.org/](http://www.seashepherd.org/)  
Greenpeace: [www.greenpeace.org/usa/](http://www.greenpeace.org/usa/)  
Surfrider Foundation: [www.surfrider.org/](http://www.surfrider.org/)



# A Different Kind of Campaign



## Earth Share

campaign season starts September 1 and runs through the end of the year. This is typically the time when many companies promote their workplace giving opportunities. And it's your chance to take advantage of one of the simplest and most convenient ways to give to the Surfrider Foundation.

The Surfrider Foundation is a member of Earth Share, a nationwide network of the most respected environmental and conservation organizations. Earth Share partners with employees and employers across the country to support hundreds of environmental groups through efficient and effective payroll deduction giving and offers a simple way to care for the environment.

Workplace giving is probably the easiest way to make a charitable gift. If your company offers an Earth Share workplace-giving program, you can choose an amount that you wish to have

deducted from your paycheck each pay period. These payroll deductions are fully tax deductible and take place automatically.

Think about it... if you get paid every two weeks and choose a payroll deduction of \$25 (that's less than half a tank of gas or four large mochas) from each paycheck, that will translate to a \$650 donation by the end of the year.

Through Earth Share's workplace-giving programs, you can elect to contribute only to the Surfrider Foundation or you can donate to all of the environmental and conservation charities you normally support by designating them in your Earth Share gift.

Federal employees and military personnel can get involved too. Each year the US government offers its employees the chance to participate in the Combined Federal Campaign (CFC). Through this workplace giving fundraising drive, Federal and military employees raise millions of dollars that benefit thousands of charities. Earth Share is a part of many state and municipal government agencies' giving programs as well.

If Earth Share is not offered in your campaign, or if there is no campaign at your workplace, you can help us introduce the program to your employer. To learn more, or to request an Earth Share workplace presentation for your company, please contact Steve Blank, Surfrider Foundation's Director of Development at (949) 492-8170.



## SURFRIDER WANTS YOU!

Now is the time to make a difference. Your voice is your power, so speak up for our oceans, waves and beaches and ask your friends and family to please join the Surfrider Foundation. After all, it's not what our oceans can do for you, but what YOU can do for our oceans. Signing up is easy, just visit: [www.surfrider.org/surfrider\\_membership/join/membership3.cfm](http://www.surfrider.org/surfrider_membership/join/membership3.cfm)

## INAUGURAL KELLY SLATER FOUNDATION BENEFIT ROCKS THE HOUSE FOR TRETTLES

PHOTOS BY STEVE SHERMAN

Eight-time World Surfing Champion, Kelly Slater held his inaugural *Kelly Slater Foundation Benefit* this spring. The event raised over \$350,000 for Surfrider Foundation's Save Trestles campaign, Miocean, Surfers Healing, The Quiksilver Foundation, Pipeline to a Cure and several other charities.

The evening started with a live auction which included a staggering \$46,000 bid for a round of golf with Kelly Slater and golf legend Fred Couples, followed by an intimate 90-minute solo performance from Eddie Vedder, who is well known for championing surf-related causes. The highlight of the evening came from a once in a lifetime musical collaboration by Eddie Vedder, Ben Harper and Kelly Slater performing Pearl Jam's "Indifference," with each artist trading vocals and playing acoustic guitar.

The exclusive event was held at the private estate of Marty and Stefanie Colombatto, located on the bluff overlooking the Cottons Point surf break. The special evening garnered support from the

surfing community as well as Hollywood celebrities. Notably in attendance were Sean Penn, Ben Harper, Laura Dern, activist Bobby Shriver and supermodel Alessandra Ambrosia as well as surf legends Taylor Knox, Peter Townend, Pat O'Connell, Lisa Andersen, Mike Parsons, Quiksilver CEO Bob McKnight, Channel Islands Surfboards founder Al Merrick, and Burton founder Jake Carpenter.

The Kelly Slater Foundation is a registered 501 (C) (3) non-profit corporation located in Los Angeles, CA. Founded last year by Eight Time World Surfing Champion, Kelly Slater, the foundation's mission is to raise money to benefit social and environmentally conscious charities important to Kelly. For more information on the foundation, please go to: [www.kellyslaterfoundation.org](http://www.kellyslaterfoundation.org)

[www.surfrider.org/savetrestles](http://www.surfrider.org/savetrestles)  
[www.miocean.org](http://www.miocean.org)  
[www.surfershealing.org](http://www.surfershealing.org)  
[www.quiksilverfoundation.org](http://www.quiksilverfoundation.org)



Surfrider Foundation's CEO, Jim Moriarty addresses the crowd at this unbelievable party.



Slater and his long-time shaper and friend Al Merrick.



# INTERNATIONAL SURFING DAY

By Tracey Armstrong

Surfrider Foundation and *Surfing Magazine* celebrated the Fourth Annual International Surfing Day (ISD) on June 20 (Summer Solstice for the northern hemisphere) and it was nothing short of amazing. What began as an idea for a way to get people out in the water and stoked on surfing, has become a global movement that not only celebrates the sport of surfing, but also raises awareness about protecting our oceans, waves and beaches.

This year, there were participants from over 100 locations across the globe including the U.S., Taiwan, New Zealand, Australia, France, Japan, Canada, England, Brazil and more. In just 24 hours, thousands of volunteers and activists united to help clean up over 6,072 pounds of

trash and restore over 384 native plants. From baby sea turtle rescues in Texas, to lake surfing in Utah, to braving thunderstorms in Maine, ISD served up a quiver of memorable experiences.

"We are excited that ISD has taken on a life of its own," states Surfrider Foundation's Laura Mazzarella. "This year was even more amazing with participation levels at an all time high as well as a variety of events including beach cleanups, dune restorations, bbq's, music on the beach, film nights, paddle outs and more!"

As an added bonus, ISD participants were invited to take part in ISD's newest element "Signature Challenges."

"These fun surfing and environmentally themed 'challenges' were created to help spice things up and add some friendly competition as well as provide cool prizes," states Surfing Magazine's Tristin Akahoshi. "We were thrilled to see participation in challenges like 'Weirdest Piece of Trash,' 'Make the Best Trash Skateboard,' 'Longest Wave Ridden,' 'Eco-friendly Video contest,' and many more." The challenges were individually sponsored, which provided different opportunities for people to plug in. The entries received were incredibly creative and innovative, making it difficult to pick the winners.

*Tracey Armstrong is the Content Manager for the Surfrider Foundation.*



KIRK KAPLENSKI

## **SOUTH TEXAS CHAPTER**

The South Texas Chapter was treated to a special ISD appearance from some baby sea turtles. Robert Nixon hit his local beach first thing in the morning and stumbled upon a group of baby sea turtles making their way to the ocean. With the help of turtle rescue center Sea Turtle, Inc. and Texas Parks and Wildlife, the nearby nest was soon discovered and 50 or more eggs were carried off to safety.



KITTY WILLS

## **SEAL BEACH/HUNTINGTON BEACH CHAPTER**

The SB & HB Chapter had a total of 100 beach "cleaner uppers" and was able to get 22 signatures to ban plastic bags for the cities of Huntington Beach and Seal Beach. Chuck Stone also carved a tiki statue live on the scene!



CAOAU FALCAO

## **BRAZIL**

Friends, families and local residents turned up on the banks of São Conrado beach in Rio de Janeiro for ISD while the Rocinha Surf School kids threw the party into the mix.



SURFRIDER ARGENTINA

## **ARGENTINA**

Surfrider Argentina found plenty of trash on the beach to keep them busy this year. Check out all those cigarette butts! Yuck!



SURFRIDER FOUNDATION

## **EL SALVADOR**

El Salvador was super stoked to be part of ISD this year. The locals had a beach cleanup, provided classes to the kids on respecting their environment, and spent the rest of the day giving away clothes and boards to the kids.



VAUGHAN CRUIKSHANK

## **NEW ZEALAND**

The New Zealand ISD crew rendezvoused at Shipwreck Bay for a barbecue with Far North Mayor Wayne Brown. Thanks go out to Vaughan Cruikshank for the killer grinds!





SURFRIDER FOUNDATION MAUI

#### HAWAII / MAUI

Ho'okipa families celebrated the first full day of summer by engaging in a reef and beach cleanup and a keiki paddle race organized by the Surfrider Foundation, Maui Chapter. The HGA and Maui Dive Shop sponsored a reef cleanup that netted more than 30 windsurfing masts, and a pile of fishing line and nets.



KIM ZEONGWOOK

#### SOUTH KOREA

South Korean activists hit the shores hard on ISD to help clean up their beaches. Here they pose with an anti-smoking sign, sorta like the South Korean version of our "Hold Onto Your Butts" campaign in the U.S.



IVY INGRAM

#### OUTER BANKS CHAPTER

The Outer Banks Chapter was especially keen on the skateboard challenge and all the cigarettes butts they picked up prompted them to start their own pick up your butts campaign. They kicked things off with a fly-by advertising plane that pulled a banner reading, "Pick up your Butts" each week for the rest of the 2008 summer season.



SURFRIDER FOUNDATION FIRST COAST

#### FLORIDA'S FIRST COAST CHAPTER

The First Coast Chapter had a great turnout with 72 volunteers and 754 pounds of trash collected (that's an average of 10.5 pounds of trash per person). Little groms Lola Myers and Carmen Whitfield (shown above) pitched in and had a great time, too!



SURFRIDER NORTHERN NEW ENGLAND

#### NORTHERN NEW ENGLAND

Braving a thunderstorm, small waves, and fog, over 70 Surfrider Northern New England members, family, and non-members came together for a cookout, and bonfire at Old Orchard Beach, Maine, a summer destination for New Englanders since the mid-1800's.



SURFRIDER PORTLAND

#### PORTLAND

Our Portland, Oregon Chapter held its ISD cleanup at Otter Creek with live music provided by Jedi Johnny (shown above).



BRAD SUTTON

#### AUSTRALIA

Australia's Central Coast Branch held a marine debris collection in the Prevelly area, followed by a ping pong competition and a big screen surf movie festival. About 50 people enjoyed the evening (with a few new members coming on board)! The real highlight however was, 6-8 foot surf, which was perfectly clean all day!

To see more pictures and view all of the impromptu beach cleanups and celebrations that sprang up all over the globe including this year's ISD "Challenge" winners, please visit: [www.intlsurfingday.com](http://www.intlsurfingday.com) Special thanks to the wonderful participants who made this year truly global and a complete success!

The Surfrider Foundation and *Surfing Magazine* would also like to extend a special thank you to this year's International Surfing Day partners, without whose assistance this event would not be possible: Monster Energy, Pac Sun and Earthpack as well as "Signature Challenge" sponsors Electric, Ocean Minded, Matix, DVS, O'Neill, Reef, Sector 9, Globe, Vans, Volcom, Simple, Body Glove, Patagonia, Oakley, Billabong and Quiksilver.



# ECOSYSTEM-BASED MARINE PROTECTION

By Chad Nelsen

Ocean ecosystems are complicated. Ocean ecosystems are different than terrestrial ecosystems not only because they are more three-dimensional, but also because the “landscape” is in constant motion via currents, temperature fronts, and other dynamic physical, chemical and biological processes. A good analogy is the comparison of snowboarding to surfing. When snowboarding the snow conditions tend to be pretty static on a given day and the mountain doesn’t move. In comparison, when surfing the waves are changing constantly in pitch, speed and shape. The complexity of the ocean has made it a challenge to manage. As the ocean reports (Pew and US Commission on Ocean Policy) make clear, many of our ocean management efforts are failing. One means of improving our management of the ocean is to take an ecosystem-based approach. One way of doing that is through the establishment of Marine Protected Areas (MPAs). Instead of trying to manage a single species of fish or a specific activity in this complex and changing system, MPAs attempt to manage the complexity by protecting a chunk of an ecosystem. A networked set of MPAs attempts to protect a representative portion of a larger ecosystem. MPAs are being established around the world as an important step to protecting ocean ecosystems.

## Reserva Marina Tres Palmas:

When the Surfrider Foundation first got involved with coastal issues in Rincón, Puerto Rico it was to stop some inappropriate coastal development. Once the projects were stopped, the campaign changed gears and began to think proactively about future protection. That is when a sea-to-summit strategy was hatched. The plan included protecting the wave and coral rich coastal waters and the watershed they were connected with. The first phase was to work on protecting the nearshore ocean ecosystem via a marine protected area. After years of community action, outreach and support from local fisherman, and communication with resource agencies, the Reserva Marina Tres Palmas was established in 2004. Since that time, thanks to support from NOAA and others, an intensive community-based process to create a management plan has been under way. Led by Dr. Manuel “Manolo” Valdes-Pizzini and his team at the Centro Interdisciplinario de Estudios del Litoral the plan is nearing

completion. The Reserva Marina Tres Palmas and community-supported management plan sets the stage for future protection of one of the world’s truly magical marine ecosystems.

Learn more at: [www.surfrider.org/rincon](http://www.surfrider.org/rincon)

## Marine Life Protect Act:

In response to the decline of ocean health all along the California Current that runs from Alaska to Baja, the California legislature passed the Marine Life Protection Act (MLPA) in 1999. The Act states, *Coastal development, water pollution, and other human activities threaten the health of marine habitat and the biological diversity found in California’s ocean waters. New technologies and demands have encouraged the expansion of fishing and other activities to formerly inaccessible marine areas that once recharged nearby fisheries. As a result, ecosystems throughout the state’s ocean waters are being altered, often at a rapid rate.*

To remedy these problems the MLPA calls for the establishment of a network of marine protected areas along the California coast. The MLPA calls for three types of protected areas: marine reserves, marine parks and marine conservation areas. Marine reserves are no-take areas and the others allow different degrees of fishing.

The MLPA and two associated acts provide for a comprehensively planned network of marine protected areas from Oregon to Mexico that are designed using the best available science to achieve clear conservation-based goals and that are enforced, monitored and adaptively managed.

Although this process faltered for several years, it is now moving along effectively through a public/private partnership called the MLPA Initiative. The Initiative is approaching the establishment of MPAs region by region. The Central Coast has been completed, the North Central Coast is near completion and the process is now focused on Southern California (Point Conception to Mexico).

Surfrider Foundation Chapters are playing an important role in supporting the MLPA process, working cooperatively with fishers, and developing community support for local MPA sites.

Learn more at: [www.surfrider.org/mlpa](http://www.surfrider.org/mlpa)  
Chad Nelsen is Surfrider Foundation’s Environmental Director.



Before route elkhorn way.



Some fish lie motionless on the sea floor.



A lobster scurries for shelter.



Amongst the curves and currents.



Puerto Rico’s threatened elkhorn coral.



# Dry Tortugas National Park

By Ericka D'Avanzo

Florida is the northernmost area in which tropical fish species and coral ecosystems can live. The Dry Tortugas National Park, about 70 miles off of Key West, is well known for its tropical marine environment and diverse coral reef ecosystem. It is home to more than 300 species of fish, and hundreds of other marine organisms such as corals, sponges, algae, and other macro-invertebrates. Currently, the park is the second largest US marine reserve network. It includes 46-square-miles of natural research area and the adjacent 151-square mile Ecological Reserve. The Tortugas Reserve, which was designed as a marine protected area in 2001, is the only place where extractive activities\* are prohibited.

Surfrider Foundation was invited to join in the bi-annual census that will check on the health of the ecological reserve as it celebrates its 5<sup>th</sup> anniversary. Five years after establishing the sanctuary's reserve area, studies have shown increasing numbers and sizes of fish species and other marine life, including the black grouper, pink shrimp, mutton snapper and healthier coral populations. The location of the Dry Tortugas is critical due to its upstream position in the Florida current. Considered a principal spawning site, it is a sort of highway onramp for fish populations along the southern Atlantic coastline.

The effort has been predominantly lead by University of Miami, NOAA Fisheries, the Florida Fish & Wildlife Conservation Commission, the Florida Keys National Marine Sanctuary, the National Park Service, and the National Undersea Research Center. The collaborative team is focused on the evaluation and assessment of the "no-take" marine protected area as a tool to sustain fisheries and marine ecosystems. This approach, unlike other projects, is a scientifically rigorous approach using a sampling plan that takes into account a broader range of marine populations and habitats, creating an integrated ecosystem-based management strategy for the region, versus

just fish yields. This successful cross-jurisdictional cooperation hopefully can be used as a model for the future. The Florida Governor and Cabinet will review the results in early 2021.

\* Activities concerned with the removal of natural resources (such as lumbering), often non-renewable ones (such as mining).

*Ericka is Surfrider Foundation's Florida Regional Manager.*



This guy is stoked to live in the "no take" marine protected area!



One of the "locs" of Dry Tortugas National Park.



## MARK'S VICTORY SPOTLIGHT

The San Diego Chapter is consistently on the forefront of dealing with water issues in Southern California. In recent months they have accomplished several long-range goals in the fight to improve ocean water quality. The Chapter won two critical fights towards reducing toxic urban runoff flows into the ocean, and another step was taken towards stopping sewage dumping.

A significant source of ocean pollution comes from the overuse of irrigation water by homeowners. It not only has negative impacts to water supply, but the runoff from lawns and gardens consistently transmits bacteria, nutrients, and pesticides to sensitive water bodies throughout the region. At the urging of the Chapter and SD Coastkeeper, the City of San Diego agreed to put restrictions on this polluting practice.

The Chapter also worked in coalition with the San Diego Bay Council to support the passage of the San Diego region's "Municipal Stormwater Permit," spelling out the water control requirements for the entire region. Of particular interest to Surfrider, the new permit contains a requirement that local jurisdictions develop rules for Low Impact Development (LID) and runoff-sensitive site design standards. This means that all cities in the area must require new building projects to make adjustments to their plans to reduce the amount of polluted runoff leaving their properties.

The dumping of partially treated sewage is also of concern for both ocean pollution and for water supply. The Chapter, along with SD Coastkeeper, recently reached a settlement with the City of San Diego requiring an investigation into the water recycling opportunities available to help reduce the millions of gallons of partially-treated sewage being dumped offshore. This new source of water would be much more environmentally friendly than options such as desalination or imported water.

Congratulations to the San Diego Chapter!

To stay up to speed on the other accomplishments of Surfrider Chapters please visit: [www.surfrider.org/wins](http://www.surfrider.org/wins)





# CHAPTER NEWS

By Ed Mazarella



Pictured left to right are Chapter Chair Edmundo Larenas, Treasurer Amelia Peters, Secretary Anneliese Agren and Beach Cleanup Coordinator Surfer Spud from LIVE 105, demonstrating their best surf pose. All that's missing is a killer wave!

## WEST COAST

The **San Mateo County Chapter's** Chair, **Edmundo Larenas** reports that the Chapter teamed up with San Francisco radio station LIVE 105 and cleaned up Montara State Beach on the morning after the 4th of July, which meant plenty of party leftovers and used fireworks from the night before, not to mention the usual gross collection of cans, bottles, baby diapers and cigarette butts! Volunteers collected 15 bags of debris from the beach. The San Mateo County Chapter hosts monthly beach cleanups in the summer at various beaches in Half Moon Bay, El Granada, Montara and Pacifica and a cleanup after the 4th of July, which always guarantees plenty of trash!

The **Santa Cruz Chapter** partnered with other member organizations of our local Clean Beaches Coalition to stage a very successful county-wide pollution prevention and beach cleanup campaign over the 4<sup>th</sup> of July holiday. With the motto of "Pollution Prevention Is Patriotic," member organizations captained selected beaches throughout Santa Cruz County. The two-phased strategy involved marine debris education and passing out trash bags to beach goers on the afternoon of the 4<sup>th</sup>, then doing a cleanup early the next morning. The Santa Cruz Chapter captained Seabright State Beach. Beaches in the Santa Cruz area take a major hit on the 4<sup>th</sup> (think "Shock and Awe"), and Seabright is one of the beaches that is hit the hardest. Two volunteers passed out 100 trash bags on the afternoon of the 4<sup>th</sup>, and were overwhelmed with positive feedback.



Pollution Prevention is Patriotic.



Santa Cruz beaches get hit hard on the Fourth of July. Among all the other debris, volunteers picked up 1,247 extinguished fireworks left on the beach.

The next morning, Chapter Beach Cleanup Coordinator, **Rich Ferdinand** and the Surfrider Foundation crew showed up at 7:15 a.m. and people were already waiting to get started. We had 116 volunteers who picked up over 383 pounds of trash and 209 pounds of recycling. Trash included broken glass, a hypodermic needle, a sharp 10-inch knife blade, over 2,421 cigarette butts, 1,247 fireworks, and over 1,000 pieces of Styrofoam and plastic. It was agreed by all members of the Coalition that this was a very successful event, and that passing out the trash bags seemed to make a significant difference. Last year volunteers picked up 5,000 pounds of trash on the 5<sup>th</sup>, and this year it was reduced to 2,000 pounds. The Santa Cruz Chapter is considering extending the strategy of education and trash bag distribution to other significant holidays.

The **Monterey and Santa Cruz Chapters** are partnering with Save Our Shores, Sealife Conservation, and Pelagic Shark Research Foundation to clean up Moss Landing Harbor and Elkhorn Slough in the heart of the Monterey Bay. In conjunction with their local Rise Above Plastics campaign, which aims to prevent polystyrene marine debris by eliminating single-use polystyrene containers from food service providers, the Chapters are teaming up to tabulate, map, and remove debris found in various harbor and slough zones. By gathering this data over a three-month period, the partners hope to not only remove debris from these sensitive areas, but also prevent future debris proliferation by identifying trends in debris types and "hot spot" locations.



Are you hungry for more Surfrider Foundation news? Well then check out our weekly e-news "Soup." It's filled to the brim with hot and steamy Surfrider, environmental and ocean-related news. Just enter your e-mail address and zip code on our home page (in the upper left-hand corner): [www.surfrider.org](http://www.surfrider.org)





SARAH CORBIN

Chapter activists take to the water to clean up the heart of Monterey Bay.



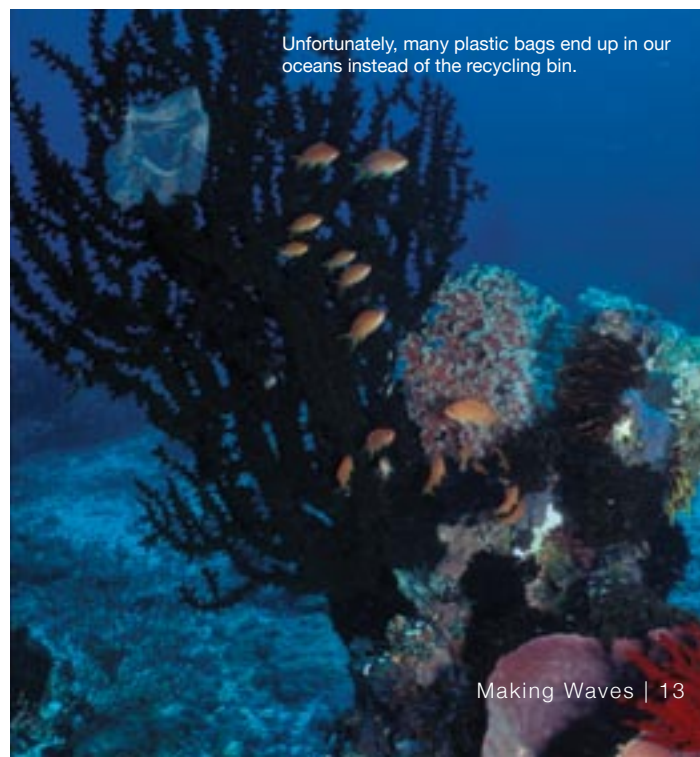
SARAH CORBIN

Just a sample of the debris collected from Monterey Bay.

On Monday, May 12th the City of Malibu proved to be a leader in local ordinances by banning both regular and biodegradable plastic bags in all retail stores. Ordinance 323 was passed unanimously by the Malibu City Council members after a presentation by the local Boys and Girls Club and Heal the Bay. **West LA/Malibu** Executive Committee member **Andrea Boccaletti** presented testimony on behalf of the Chapter describing the prevalence of plastic bags at the beach cleanup in Zuma Beach the previous weekend. Surfrider Foundation Legal Manager Angela Howe spoke on behalf of Surfrider regarding our *Rise Above Plastics* campaign efforts and the need for local leadership on a municipal level, especially in Malibu where Surfrider Foundation began in 1984. This is an important win in the fight against plastic pollution. Several members of the **West LA/Malibu Chapter** were on hand to support the plastic bag ban, and residents thanked Surfrider for our testimony.

Recently, the **San Luis Bay Chapter** worked alongside citizens of Los Osos and gave a sustainability presentation to the San Luis Obispo County Board of Supervisors regarding the Los Osos Wastewater Project (LOWWP). The County Board and Staff recognize that the decline of resources and other environmental pressures requires that the LOWWP be situated within the new development paradigm. Activist, **Jonathan Todd** may well be the one to assist in making the LOWWP a showcase of sustainable practices. Jonathon Todd will be returning to the Central Coast to further the discussion of incorporating appropriate technologies into the LOWWP to aid in its being a sustainable, green project.

The **South Bay Chapter** is proud to report that the Manhattan Beach City Council recently voted unanimously to prohibit carry-out plastic bags. Speaking in support of the ordinance was Surfrider Foundation Legal Intern, **Rachel Dorfman**, as well as South Bay Chapter Chair **Craig Cadwallader** and **Alan Walti**, South Bay Chapter's Environmental Coordinator. Representatives of Heal the Bay, the Earth Resource Foundation, and Manhattan Beach residents (including one 9 year-old resident) also encouraged passage of the ordinance. The City voted unanimously in spite of the threat of legal action from the plastic bag-manufacturing people, and has modeled their ordinance on the ground-breaking ordinance recently passed by Malibu. The plan will be phased in over two time periods, with grocery stores, food vendors, restaurants, pharmacies, and City facilities being given a six-month period to implement the plan and all other retail establishments and vendors will have one year. Testimony during the public hearing indicates that approximately 40% of Manhattan Beach residents have already adopted reusable shopping bags. On June 12, 2008, Whole Foods in Redondo Beach held a 5% Day for the **South Bay Chapter**. The Chapter was presented a check for \$1,996.45.



Unfortunately, many plastic bags end up in our oceans instead of the recycling bin.





Long Beach at night with the oil islands and breakwater in the distance. Hard to believe that this beach had the worst water quality in California in 2007.

Long-time **Long Beach Chapter** activist **Robert Palmer** reported a major success at the June 17th Long Beach City Council meeting. The City voted to move forward on a contract to prepare the Reconnaissance Study (on the economic benefits of reconfiguring the LB Breakwater). To view CBS news coverage please visit (<http://cbs2.com/video/?id=69644@kcbs.dayport.com=228>) and search for "Long Beach Rock Jetty."

A letter and supporting data and fact sheet have been forwarded to the Santa Ana Regional Water Quality Control Board by the **Huntington/Seal Beach Chapter** requesting the Bolsa Chica Inlet be considered for listing on the State 303(d) list of impaired water bodies. According to a report and data recently released by the Bolsa Chica Conservancy, the inlet to the Bolsa Chica wetlands is contaminated by *enterococcus* bacteria to levels that frequently exceed AB411 CA State standards.

The HUI 300 Challenge is the **San Diego County Chapter's** newest effort to protect our ocean, waves, and beaches in 2008. Getting rid of beach and watershed debris makes the ocean healthier and safer for surfers and sea life. Lead a "Hui" of three or more people in eco-service by each picking up three pieces of litter per day from a beach or watershed for 100 days during the calendar year. Get your Hui going by following the HUI 300 steps:

- 1) Name your Hui (ex: Hui Jones, Hui Smith, Hui Encinitas) and report when your Hui is formed online at: [www.HUI300.com](http://www.HUI300.com)
- 2) Find two others to commit to meeting the Hui 300 Challenge
- 3) Track and self-report days of each member.

The Qualifiers: A Hui qualifies when three members each complete 100 days of eco-service during the calendar year. The members' days may be different and need not be consecutive.

The Reward: An improved quality of ocean, waves, and beaches; recognition of your Hui and members on the San Diego Chapter's Web site and e-blast; and an invitation to a special year-end Hui 300 gathering and induction into the Surfrider Foundation San Diego County Chapter's HUI 300!

## PACIFIC NORTHWEST

Surfrider Foundation is happy to announce the hiring of **Shannon Serrano** as our new Washington Field Coordinator (WAFC). Shannon has been a resident of Washington for over half of her life, and prior to



The Bolsa Chica Wetlands.



that she was born and raised on the beaches of California. She serves as the Vice Chair of our **South Sound Chapter** and has been an active Surfrider Foundation member for many years. As the WAFC she will be responsible for building and directly supporting the Chapter network and membership in the State of Washington. The talents, passion and excitement she brings to the position are going to greatly enhance the level of service we're able to provide our Chapters.

The **Washington State Chapter network** has had an exciting and busy start to the summer. They kicked off with some of the most beautiful beach weather to date on May 16<sup>th</sup> – 18<sup>th</sup> at the Clean Water Classic. While not technically summer, weather like that definitely warrants the title summer, especially in Washington. With California-esque surf and temperatures, Westport's Westhaven State Park was packed with surfers, volunteers, and spectators. It was the best year yet for this event.

The **Northwest Straits Chapter (NWS)** is moving ahead in figuring out how to make the Green Ride 542 Campaign come to fruition. This would give snow enthusiasts an environmentally friendly way to access Mt. Baker via a pimped-out green bus (taking their current ride share program one step farther). They have even created a video that will be posted on YouTube in the near future.



The weather was beautiful and the waves were pumping at this year's Clean Water Classic.



The Chapter's Blue Water Task Force program, lead by volunteer **Eleanor Hines**, is getting ready to expand their water testing area to include Larrabee State Park. This expansion has been made possible due to the Chapter's partnering with the Washington BEACH Program. For ISD the volunteers continued working on their Native Gardens Project at Woodstock Farm. Volunteers removed seven overflowing wheelbarrows of intrusive ivy to assist native plant species survival. Along with these great community efforts NWS has scheduled some exciting outreach events like the Soundwaves Concert to be held October 4<sup>th</sup> at Boundary Bay in downtown Bellingham.

The **Olympic Peninsula Chapter (OPC)** volunteers definitely gave the term "stoke" a new face. On July 5<sup>th</sup> volunteers jumped in the water with local LaPush/Forks area youth at the 5<sup>th</sup> Annual Surfing and Traditions Weekend. These "coaches" stood and sometimes treaded in the cold water while pushing future water lovers into waves (in some cases their first waves ever.) It was hard to tell who was having more fun, the kids or the coaches. It was a definite reminder for all of the pure joy to be had by just getting in the water and having fun. This was evident by the smiles and laughter on everyone's faces. Prior to the kids' camp, according to OPC Vice Chair **Dave Parks**, over 25 volunteers braved the cold and rainy early morning to help clean up the aftermath of the 4<sup>th</sup> of July on the beach.

The OPC is still currently funding the Elwha Sanican in an effort to keep the area clean and promote beach access. They are looking into options to fund additional much-needed Sanican's at other Olympic Peninsula locations in hopes of making these areas enjoyable for all to use. Various recreational groups—including surfers—commonly use the Elwha River site and other areas. If you would like to help with this project or have funding ideas please email: [opcsurfrider@gmail.com](mailto:opcsurfrider@gmail.com)

The **Seattle Chapter** is conducting two campaigns this summer. With the *Rise Above Plastics Campaign* well under way volunteers and community supporters showed up in mass at the July 8<sup>th</sup> public comments session in City Council Chambers. Seattle Chapter's Co-Chair, **Alicia Zeoli**, spoke at the evening's gathering to a packed standing-room-only crowd. There is widespread support for the city's proposed ban on Styrofoam and a Plastic Bag "Green Fee" by various environmental groups and citizens. **UPDATE: Yeeee-Booooo! The plastic ban was passed! Congratulations Seattle.**

The second campaign Seattle Chapter is looking at is the *Sludge Campaign*. Seattle is still in the first stages of acquiring more information on area cruise lines' current methods of disposing of waste and researching their allies and opposition before moving forward. Seattle Snowrider Project's Annual All Mountain Cleanup provided not only plenty of trash on the ground but also some snow still on the ground. Thanks to the organizational skills of **Mike McCann** for another great year of cleaning on the mountain. Seattle has many cleanups scheduled for the summer as well as their upcoming annual Liquefied Fundraiser.

The **South Coast Organizing Committee** is less than a month old and starting strong. The Chapter is based out of Westport and encompasses all of Grays Harbor County and the surrounding areas looking to participate. They are lead by an enthusiastic group that includes: Chapter Chair, **Alan Farmer**; Vice Chair **Thomas Bougher**; Volunteer Coordinator **Kathy Greer**; and Secretary **Jason Tross**. They will be closely monitoring the events surrounding the Grays Harbor Ocean Energy Project, which Surfrider has filed a motion to intervene on. South Coast held their first beach cleanup on July 5<sup>th</sup> at Westhaven State Park. They had a great turnout and look forward to partnering with the Park Rangers for future cleanups. South Sound held their first official public meeting on August 8<sup>th</sup> at the Westport Winery immediately following the winery's free Friday night surf movie.

The **South Sound Organizing Committee** turned one-year-old this May. Volunteers have been very busy with beach cleanups and paddle outs around the South Puget Sound. On May 3<sup>rd</sup> South Sound held their first annual Paddle for Clean Water at the Nisqually Reach Nature Center located on the Nisqually River delta at the McCallister Estuary. The event started with an educational session by South Sound's Chair **Mike Webb** and **Daniel Hull**, Director of the Nisqually Reach Nature

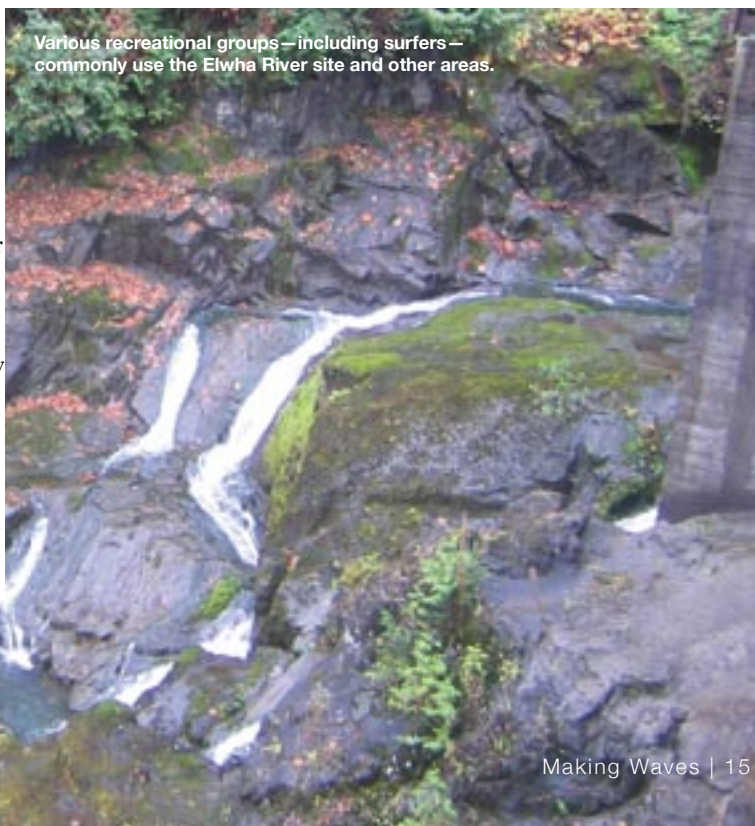
Center about the water quality and its effects on the marine life, including the closure of area shellfish beds, around the center. Immediately following this presentation participants got wet to see this truly "special place" from the water. South Sound will be making this an annual event to help raise awareness on the awful state of the water and what citizens can do to help protect this special place. South Sound volunteers and teachers **Craig Marchun** and **Jen Prince** (along with volunteers from other Washington Chapters) are developing a Respect the Beach youth outreach program. They will be working to create curriculum applicable for elementary, middle and high school ages that can be used in schools and various programs such as kids YMCA camps. This is a huge step for South Sound and all the Washington Chapters to promote environmental education and outreach.

The **Portland Chapter** continues its summer and fall programs from supporting a Blue Water Task Force intern at Astoria High School to Storm Drain marking in the Portland area. The Chapter also finalized an Adopt-A-Park agreement at Oswald West State Park and recently installed pet waste bag dispensers and educational signage at Short Sands Beach. Summer events from International Surf Day to beach cleanups and the recent Art of Surfing Show at the Lizard Lounge have kept the Chapter bustling with activities and are driving members and awareness to the Chapter's new *Rise Above Plastics* initiatives.

In the Portland Chapter's Snowrider project news, **Ciea Palmer**, **Eric Jeffcoat** and **Michael Halle** recently made great strides in their Mt. Hood public service announcement project for mountain watershed awareness. **Hannah Teeter**, 2006 Olympic gold medalist, **Tommy Czeschin**, 2002 Olympic team member and freestyle head coach **Mike Jankowski** were some of the folks gracious enough to participate in the interviews along with some great footage of the US Snowboard team in the Windell's superpipe.

The **Newport Chapter's** Pulp Mill Campaign has been the heat of the summer along with a multitude of events from Hatfield Marine Science Center's Seafest. The Chapter has also been tabling local surf contests, they hosted a killer International Surfing Day at Otter Rock and they also conducted post-July 4<sup>th</sup> beach cleanups. The Georgia Pacific (GP) Pulp Mill campaign ramped up awareness this summer when the City of Newport opened up GP's license agreement for the use of right-of-way for the effluent pipeline. The hearings for the license agreement have attracted press statewide as Chapter members and activists flooded city hall with public testimony, banners, and posters. The license agreement has become a leverage point for the statewide campaign for reconsidering the mill's ocean discharge permit, which has been moved to a top priority for Oregon's Department of Environmental Quality (DEQ). The primary outfall of the mill is located 3,800 feet off Nye Beach and the facility releases an average of 11 million gallons a day of treated wastewater in the vicinity of important recreational areas. Back in September 2006, Surfrider and four other organizations formally petitioned DEQ to reconsider the terms of the National Pollutant Discharge Elimination System (NPDES) wastewater

Various recreational groups—including surfers—commonly use the Elwha River site and other areas.







JOHN WEBER

The South Jersey Chapter has teamed up with several local business to provide free reusable shopping bags with hang tags that explain the damage un-recycled plastics can do to the environment.

permit of the Georgia Pacific mill. DEQ accepted the Petition on October 18th, 2006 and has been working to complete the reconsideration since then. Also big congratulations to the Chapter's Blue Water Task Force youth volunteers who were honored recently with the **Youth Environmental Stewardship Award**. OSU's Hatfield Marine Science Center **Director George Boehlert** presented the award during the opening ceremony for Seafest, which attracted over 4,000 people to the Newport campus.

#### South Coast Oregon Organizing Committee

Organizing and programs from Florence's burgeoning **Siuslaw Chapter**, Coos Bay/Charleston Blue Water Task Force to Port Orford's Stewardship Area project continue. Most notable was the launch this summer of the Port Orford Stewardship Area with our partners at the Port Orford Ocean Resource Team and Pacific Marine Conservation Council. The event was attended by more than 100 participants including representatives of the Governors Office, fishermen, marine scientists, community leaders, agency staff, and environmental groups. **Jared Tarr**, Surfrider's Blue Water Task Force Coordinator in Port Orford, presented on local marine water quality testing conducted in partnership with Pacific High School.

#### EAST COAST

The **South Jersey Chapter** has acted to reduce disposable shopping bag pollution. They partnered with several Ocean City surf shops including Heritage, Surfers Supplies and 7th Street Surf Shop, as well as health food market Luna Sea to create and distribute 5,000 reusable bags. Chapter Volunteer **Kathy Larrabee** says, "The hang tag explains the damage that plastics can do to the environment. These free bags are just the first step towards eliminating disposable plastic bags in our area."

The **Central Long Island Chapter** teamed up with the environmental club of Sachem High School for a successful showing of the new surf film "Out There" in the school's auditorium. The young surfers in attendance were a very appropriate audience for the film's environmental message. After less than a year as the Chapter's Volunteer Coordinator, **Katie Lawrence** will be taking over as the new Chapter Chair. Congrats Katie!

The **New York City Chapter** kicked off their campaign against offshore LNG (Liquid Natural Gas) facilities near NY. One of the three plans actually calls for building an island to dock supertankers full of this foreign fossil fuel. Chapter volunteers collected hundreds of signatures on a petition against offshore LNG at the Rock, Stock, and Barreled event in Rockaway, NY. The event was a combination rock concert, ESA contest, and Boarders Surf Shop-sponsored skating demonstration.

"Girl Power" is in the hiz-ouse in Massachusetts. An entirely new slate of leaders took the reigns of the **Massachusetts Chapter**. **Katie Willis-Morton**, **Jenn DeAscentis**, **Drew Propson**, and **Mary Bonner** will serve as Chair, Vice Chair, Treasurer, and Secretary respectively. The

token male on the executive committee, **Ted Johnson**, will serve as the volunteer coordinator. Many thanks to the outgoing leaders **John Rutter** and **Trevor Failor**, and a special thanks to long-time Chapter Chair **Carol Tobian** for her years of service to the Chapter. On the campaign front the Massachusetts Chapter is encouraging area surfers to take the CO2 Surfer's Survey found at: <http://cleanwave.blogspot.com>

This site has tools to measure the carbon footprint of one's surfing activities. Creator **Kathy Augenblick** aims to give people baseline information on the CO2 emissions associated with their surfing habits. She also hopes participants then share ideas, work together, and pledge to reduce their emissions. She hopes that collectively, the group can raise awareness and lower greenhouse gas emissions among New England denizens of our tribe.

The **Delaware Chapter's** Chair, **Mark Carter** stated that they are currently monitoring the City of Rehoboth's wastewater treatment plans. There are two options currently being discussed: Ocean Outfall and Land Based Application (LBA)—spray irrigation. The Chapter is in support of a LBA. The City of Rehoboth is currently looking at both options and a public meeting should be held in the near future. The Chapter will continue to monitor and keep members informed about this issue.

The **Cape Fear Chapter** held a silent Auction at the First Annual Toast to the Coast on Saturday, May 24th at Hugh MacRae Park in Wilmington, N.C. Organized by Triovisions on behalf of the North Carolina Wine Council, the event raised more than \$6,188 for the Chapter with approximately 750 attendees. Funds raised will support the Chapter's \$15,000 financial commitment to Save Wrightsville Beach Access 33. The Chapter's efforts were led by **Rob Walker** and a big thank you goes to Chapter Volunteers: **Allie May Cullum**; **Dave Howard**; **Danelle Lekan**; **Al Meadowcroft**; **Jim Mincher**; **Adam Shay**; **Brooke Smith**; **Marissa Walch**; and **Ryan White**.

#### The Islands

Dozens of surfers and community members woke up bright and early on a Sunday morning to help keep Hawaii beautiful. **Oahu Chapter** volunteers picked up debris including a bike and shopping cart in the Ala Wai Canal. Chapter organizers said their goal was to clean the area and to bring more awareness to the problem of people littering in our streams. "Yeah, its to keep it blue, that's our kind of slogan because we know there are beautiful beaches in Hawaii and to see what's happening at the Ala Wai is really sad and eventually it'll go into the ocean," says **Jenna Ishii** of the Oahu Chapter. The cleanup is one of the Chapter's monthly cleanups they've been doing around Oahu.

#### Texas

Since the inception in late 1998 of Surfrider Foundation's first Texas Chapter, the local Chapters have come a long way on many fronts. They now have four Chapters throughout the state; Upper Coast, South Texas, Central Texas and Coastal Bend and this region has become a priority for placing a Gulf Coast Regional Coordinator to assist the Volunteer Chapter Network.

The Texas Chapter network has set a great standard for Chapters working jointly on issues of statewide significance. This started with one of their campaigns. At the time, Texas Land Commissioner, David Dewhurst was—and is—a staunch "private property rights" supporter. As such, he is reluctant to see the "public property rights" side of an argument. The Chapters battled Dewhurst until he decided to move to higher office as Lt. Governor—with his sights set on Gov. or Congress. Although he fought the Chapter every step of the way, he often acted on the Chapter's suggestions and implemented a number of coastal rule changes that benefited beach users over property owners. According to long-time Chapter activist, **Ellis Pickett**, "we chose 'baby steps' to get him moving in the right direction." In November 2002, Jerry Patterson was elected. That spring, **Texas Upper Coast Chapter** member, **Terry Hallmark** and Ellis lunched with



The Ala Wai Canal, Hawaii.

DREAMSTIME



candidate Patterson to discuss their issues. At that meeting Patterson was also on the private property rights side and it was evident that they would be butting heads often. The last thing they said as they left that meeting was, "We don't care who wins the election, we just want access to the office." "You got it," he replied. Since then, in many meetings with Patterson they have discussed public property rights and the basis for Surfrider Foundation's position on issues.

The last Texas legislative session in 2007 was different from any in the past for Surfrider Foundation. The only coastal bills proposed were in-line with our positions. In fact, the bills looked so good that the political wonks among the Chapters were concerned that they had missed something. They discussed this and further scrutinized the bills. They were darn good. The Chapter only offered a few tweaks and supported the passage of the bills. Those new laws gave the Land Commissioner the authority to make certain rule changes that Surfrider had been proposing since 1999. On May 16 of this year, the proposed rules were published in the Texas Register. Like last year's legislation, the rule changes look darn good. These new rules stirred up a firestorm in coastal towns among the developers, Chambers of Commerce, politicians and Economic Development Councils. Some changes included a "new construction setback equal to 60 times the rate of erosion," the loss of State Windstorm Insurance for houses in violation of the Texas Open Beaches Act and other legal changes that make it easier to enforce the Open Beaches Act.

### High School Clubs

One of Surfrider Foundation's strategic objectives is to mobilize a global movement of care for the coast. We believe reaching out to the youth segment of our society in a more engaging manner is a key element in achieving this objective. It helps to engrain a social responsibility, teaches democracy through participation, provides leadership opportunities and the activities that will most effectively fulfill community conservation needs are core to our desire to strategically begin outreach to student advocates. Our objective is to develop traditional and/or non-traditional programs to establish outreach opportunities to high school age students in the form of school clubs and service projects. And, who better to design the overall programs than the students who will utilize it. We're looking for high school age students who would like to participate in the "wiki" development of our program. This is all Web-based, no meetings are required and you can contribute whenever you want. All ideas and suggestions will be welcome on this forum. If you have questions or would like more information on this please contact Ed Mazzarella at: [emazzarella@surfrider.org](mailto:emazzarella@surfrider.org)

The loss of State Windstorm Insurance for houses in violation of the Texas Open Beaches Act and other legal changes have made it easier to enforce the Open Beaches Act.

## MONTAUK 8

THE BATTLE CONTINUES

By Angela T. Howe, Esq.

### SURFING VS. SWIMMING

When you surf, are you swimming? This was the very unique legal question posed before Surfrider Foundation's Legal Team addressing the Montauk Point State Park beach access issue, also known as the "Free the Montauk 8" campaign. Obviously, we took it upon ourselves to do as much empirical studying as possible. The Montauk 8 were eight individuals ticketed for surfing under a statute that prohibited—unless specifically authorized—"swimming, diving, bathing or wading..." (9 NYCRR 377.1(h)). So obviously, we wanted to distinguish "surfing" from "swimming" to argue that surfing was not prohibited by this statute. This led us to analyze: What exactly are surfers doing when we are out there in the water? Of course we are paddling with our arms to move ourselves and our surfboard out past the break, but the act of wave riding is surely a sport unto itself.

### JUDICIAL INTERPRETATION

As it turned out, the court addressing the Montauk 8's case was not too concerned with the mechanics of surfing. (Under a legal analysis, you must interpret a statute by what the legislature intended when they enacted the law.) Justice Catherine A. Cahill of the Town of East Hampton Justice Court ruled that the law cited by the ticketing officers does not apply to surfing. In her ruling, Justice Cahill based her decision on a standard rule or "canon" of statutory construction: *Expresio unius est exclusion alterius* meaning "the express mention of one thing implies exclusion of all others." The basis of this decision was the fact that only "swimming" was mentioned in the law that was cited by the ticketing officer; whereas, the activity of "surfing" was specifically mentioned in other areas of the New York Code. Justice Cahill ruled that the legislature "distinguish[ed] surfing from swimming, by listing them in the alternative." After all, surfers can never surf in areas that are sectioned off for swimming—so how can surfing and swimming be the same thing? Fortunately, the court's ruling held that the two activities are distinct and therefore dismissed the charges against the Montauk 8.

### THE REAL ISSUE: RECREATIONAL USER GROUP VS. RECREATIONAL USER GROUP

But this isn't a question of statutory interpretation; it is a question of who has the

right to participate in the enjoyment of this amazing natural resource. Even though Surfrider Foundation won the legal battle, the State Park Officials fully intend to keep ticketing surfers at Montauk Point and maintain that surfing is prohibited in this area. A powerful user group, the surfcasters (or fishermen), has effectively lobbied the State Parks to keep enforcing the ban on the activity of surfing. What doesn't make sense is that the judge has interpreted the law and the executive branch is under an obligation to enforce it as such. It's a basic grade school civics lesson, right? (Legislative Branch Makes the Law; Judicial Branch Enforces the Law; and Executive Branch Carries Out the Law. Note that many Surfrider Foundation efforts are geared at addressing erroneous or under-enforcement of sound environmental laws). In the end, we have to protect our right to surf against these unjust regulatory efforts. We have as much right to use this resource as any other user group. As a grassroots organization, our greatest strength is our strong and plentiful voices. If you would like to voice your opinion on this issue, please contact New York State Parks and other Long Island Legislators visit:

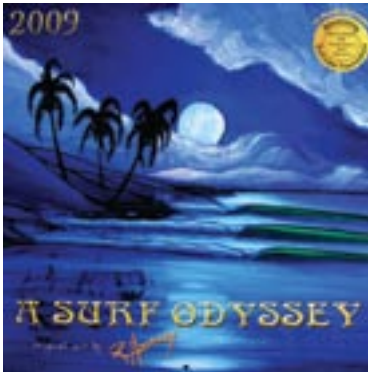
[www.surfriderli.org/eli\\_NYSPC\\_ACTION\\_ALERT.html](http://www.surfriderli.org/eli_NYSPC_ACTION_ALERT.html)

Angela Howe is Surfrider Foundation's Legal Manager.





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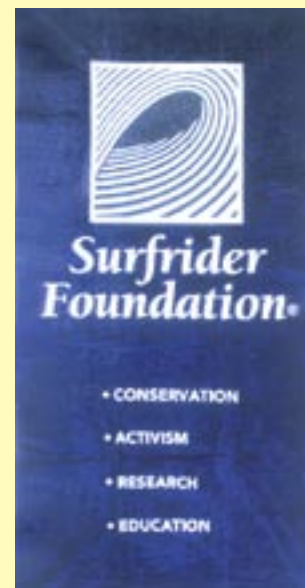
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Surfrider apologizes for omitting  
the following messages from our  
Father's Day Special Message  
page in the last issue:  
Mary Oehmig: Happy Father's  
Day and Birthday, Keeton!  
Love, Mary and Henry  
Gino (Cheri) Fordiani: To a  
Great Father, Richard Fordiani,  
Love Gino and Cheri  
Matt Dolton: Thanks for teaching  
love and respect for the ocean!



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